

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - AHDD&F Department – Allegations of corruption against Sri P.R.K.Joga Rao, Senior Assistant, O/o Assistant Director of Fisheries, Visakhapatnam – Reinstatement into service – Orders - Issued.

ANIMAL HUSBANDRY DAIRY DEVELOPMENT & FISHERIES (VS) DEPARTMENT

G.O.Ms.No.40

Date:5-6-2008.

Read the following:-

1. From the Regional Deputy Director Proceedings No.3561/A/94-1, dt: 21.10.1994.
2. G.O.Ms.No.130, AHDD&F Department, dt: 26.10.1995.
3. G.O.Rt.No. 254, AHDD&F Department, dt: 14.6.1996.
4. G.O.Ms.No.13, AHDD&F Department, dt: 29.1.1999.
5. C.C.No.4/96, dt: 28.9.2001 on the file of the Special Judge for SPE & ACB Cases, Visakhapatnam.
6. From the DG, ACB, Lr, dt: 10.10.2001.
7. G.O.Ms.No.144, AHDD&F Department, dt: 13.11.2001.
8. A.P.High Court Order, dt: 15.11.2007.
9. Representation of Sri P.R.K.Joga Rao, Senior Assistant, Dt: 18.1.2008.
10. From the COF, Lr.No. 11157/A1/2007, dt: 28.12.2007.
11. From DG, ACB, Hyderabad Lr.No.124/RCT/WVP/1994-S11, dt: 25.1.2008.

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ORDER:

In the reference 1st read above, Sri P.R.K.Joga Rao, Senior Assistant, O/o Assistant Director of Fisheries, Visakhapatnam was suspended by the Deputy Director, Fisheries, Visakhapatnam when he was trapped by ACB on demanding and accepting an amount of Rs.4000/- for doing official favour of registration of a Society known as "Bhogandamma Fisheries Seva Sangam".

In the reference 2nd read above, prosecution sanction orders have been issued against Sri P.R.K.Joga Rao and he has been convicted for offences punishable under section 120 B IPC and under section 7 and 13 (2) of PC Act, 1988.

P.T.O.

In the reference 3rd read above, orders have been issued to continue him under suspension till the disposal of the case.

Sri P.R.K.Joga Rao, Senior Assistant (under suspension) has represented the Government for reinstatement into duty as his health is deteriorating and consequently in the order 4th read above he was reinstated to duty and posted in the O/o Deputy Director, Visakhapatnam pending disciplinary proceedings against him.

In the reference 5th read above, the ACB Court, Visakhapatnam (Trial Court) in their C.C.No.4/96 convicted Sri P.R.K.Joga Rao, Senior Assistant awarding 2 years imprisonment with a fine of Rs.2000/-.

The Director-General, ACB in his letter 6th read above has recommended that Sri P.R.K.Joga Rao, Senior Assistant should be dismissed from service on the ground that he was convicted by the Special Court, ACB, Visakhapatnam on the charges of corruption.

Consequently, the Government in the reference 7th read above, issued orders dismissing Sri P.R.K.Joga Rao, senior Assistant, O/o A.P.Fisheries Cases.

Aggrieved by the orders of Judgement of ACB, Visakhapatnam, Sri P.R.K.Joga Rao, Senior Assistant (Dismissed) has filed Criminal Appeal in A.P.High Court. In their Order, dt: 15.11.2007 the Andhra Pradesh High Court allowed the appeal and set aside the orders of Special Judge for ACB Cases, Visakhapatnam (Trial Court)_ stating that there is no clear evidence that he demanded and received the bribe amount.

In the reference 9th read above, Sri P.R.K.Joga Rao has represented the Government for reinstatement in view of the orders of the A.P.High Court.

In the reference 10th read above, the Commissioner of Fisheries has requested the Government for issuance of necessary orders in view of the Hon'ble High Court Order, dt: 15.11.2007.

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In the reference 11th read above, the Director-General, ACB while enclosing a copy of the Advocate for Spl.P.P. for ACB in his letter, dt: 25.1.2008 has recommended to file SLP in Supreme Court of India against the orders of High Court 15.11.2007 as it is a fit case for filing SLP.

Government after careful examination of the matter hereby decided that instead of filing SLP in Supreme Court of India, Sri P.R.K.Joga Rao is hereby reinstated into service by stopping 3 annual grade increments with cumulative effect and without any consequential benefits like promotions to the next higher post etc.,

The Commissioner of Fisheries, Andhra Pradesh, Hyderabad is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRIYADARSHI DASH,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The Commissioner of Fisheries,
Andhra Pradesh, Hyderabad.

Copy to:

The individual through
Commissioner of Fisheries, Hyderabad
The Accountant-General, Andhra Pradesh,
Hyderabad.
The District Treasury Officer,
Visakhapatnam
The Secretary, APPSC., Hyderabad.
The Vigilance Commissioner,
APVC, Hyderabad.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER